

Amendment

Application No. 09/857,364 (09793822-0148)

Page 8

### REMARKS

Claims 1, 4, 12, 13 and 20-22 are amended, and claims 2, 3, 7, 11 and 15 are canceled herein. Upon entry of this amendment, claims 1, 4-6, 8-10, 12-14 and 16-22 will be pending in the above-identified application.

#### Claims 1, 4-6 and 8-10

Applicant respectfully requests reconsideration of the rejection of claims 1, 4-6 and 8-10 under 35 U.S.C. 103(a) as being unpatentable over JP 11-143885 (JP '885). Amended claims 1, 4-6 and 8-10 recite an information processing apparatus comprising: (a) a data base storing discrimination information assigned to an object constituting information and the position information corresponded; (b) collection means for collecting the discrimination information of the object constituting the information from the information which is present on a network, and the position information of the information, and registering the collected discrimination information and position information corresponded in the data base; (c) receiving means for receiving discrimination information assigned to an object constituting information transmitted from a terminal; (d) search means for searching the position information corresponded to discrimination information from the terminal from a data base storing discrimination information assigned to the object constituting information and the position information with respect to the information corresponded; (e) preparing means for preparing a list of the position information searched; (f) issue means for issuing the discrimination information not registered in the data base in response to the request from the terminal; and (g) transmission means for transmitting the list of position information.

As the Office Action points out, the cited reference fails to disclose the preparing and transmission means. The cited reference also fails to disclose the issue means for issuing the discrimination information not registered in the data base in response to the request from the terminal. Thus, the cited reference fails to disclose three elements recited in the claims.

Amendment  
Application No. 09/857,364 (09793822-0148)  
Page 9

In addition, there is no motivation to modify the reference to obtain the claimed invention. The Office Action suggests one would be inclined to add the preparing and transmission means to the cited reference to check for specific information. However, there is no suggestion in the cited reference that such a check is needed or desirable. Further, the Office Action fails to provide motivation for modifying the cited reference to provide the other omitted element recited in the claims.

Therefore, the Office Action fails to make a *prima facie* case for obviousness. Accordingly, applicant requests the Section 103 rejection be withdrawn.

#### Claim 12

Applicant respectfully requests reconsideration of the rejection of claim 12 under 35 U.S.C. 103(a) as being unpatentable over JP '885. Amended claim 12 recites a recording medium in which a program comprises: (a) searching step for searching position information transmitted from a terminal corresponded to discrimination information from the terminal from a data base storing discrimination information assigned to the object constituting information and the position information with respect to the information corresponded; (b) preparing step for preparing a list of the position information searched; and (c) issuing step for issuing the discrimination information not registered in the data base in response to the request from the terminal.

As discussed above with respect to claim 1, the cited reference fails to disclose the preparing step and the issuing step. Further, there is no motivation for modifying the cited reference to provide the omitted elements recited in the claims. Thus, the Office Action fails to make a *prima facie* case for obviousness and the Section 103 rejection should be withdrawn.

#### Claim 13, 14 and 16-19

Applicant respectfully requests reconsideration of the rejection of claims 13, 14 and 16-19 under 35 U.S.C. 103(a) as being unpatentable over JP '885. Amended claims 13, 14 and 16-19 recite an information processing apparatus comprising: (a)

Amendment  
Application No. 09/857,364 (09793822-0148)  
Page 10

transmission means for transmitting discrimination information assigned to an object constituting information to the server; (b) receiving means for receiving a list of the position information with respect to the information constituted from the object to which the discrimination information transmitted from the server corresponding to the transmission of the discrimination information is assigned; (c) display control means for displaying the list of the position information; and (d) request means for requesting the server to issue the discrimination information.

As discussed above with respect to claim 1, the cited reference fails to disclose or suggest transmission means. Further, as admitted in the Office Action, the cited reference fails to disclose the display control means. There is no motivation for modifying the cited reference to provide the omitted elements recited in the claims. Thus, the Office Action fails to make a *prima facie* case for obviousness and the Section 103 rejection should be withdrawn.

#### Claims 20 and 21

Applicant respectfully requests reconsideration of the rejection of claims 20 and 21 under 35 U.S.C. 103(a) as being unpatentable over JP '885.

Amended claim 20 recites an information processing method comprising: (a) transmission step for transmitting discrimination information assigned to an object constituting information to the server; (b) receiving step for receiving a list of the position information with respect to the information constituted from the object to which the discrimination information transmitted from the server corresponding to the transmission of the discrimination information is assigned; (c) display control step for displaying the list of the position information; and (d) issuing step for issuing the discrimination information not registered in the data base in response to the request from the terminal.

Amended claim 21 recites a recording medium having a program comprising: (a) transmission step for transmitting discrimination information assigned to an object constituting information to the server; (b) receiving step for receiving a list of the position information with respect to the information constituted from the object to which the

Amendment  
Application No. 09/857,364 (09793822-0148)  
Page 11

discrimination information transmitted from the server corresponding to the transmission of the discrimination information is assigned; (c) display control for displaying the list of position information; and (d) issuing step for issuing the discrimination information not registered in the data base in response to the request from the terminal.

As discussed above with respect to claims 1 and 13, the cited reference fails to disclose or suggest an issuing step. Further, as admitted in the Office Action, the cited reference fails to disclose the transmission step or the display control step. There is no motivation for modifying the cited reference to provide the omitted elements recited in the claims. Thus, the Office Action fails to make a *prima facie* case for obviousness and the Section 103 rejection should be withdrawn.

#### Claim 22

Applicant respectfully requests reconsideration of the rejection of claim 22 under 35 U.S.C. 103(a) as being unpatentable over JP '885. Amended claim 22 recites an information network system comprising a server comprising: (a) first receiving means for receiving discrimination information assigned to an object constituting information transmitted from the terminal; (b) search means for searching the position information corresponded to discrimination information from the terminal from a data base for storing discrimination information assigned to the object constituting information and the position information with respect to the information corresponded; (c) preparing means for preparing a list of the position information searched; (d) first transmission means for transmitting the list of position information to the terminal, (e) the terminal comprising second transmission means for transmitting discrimination information assigned to an object constituting information to the server; (f) second receiving means for receiving a list of the position information with respect to the information constituted from the object to which the discrimination information transmitted from the server corresponding to the transmission of the discrimination information is assigned; and (g) display control means for displaying the list of position information.

Amendment  
Application No. 09/857,364 (09793822-0148)  
Page 12

As discussed above with respect to the foregoing claims, the Office Action admits the cited reference fails to disclose preparing means, first transmission means, second transmission means, or display control means. Further, there is no motivation for modifying the cited reference to provide the omitted elements recited in the claims. Thus, the Office Action fails to make a *prima facie* case for obviousness and the Section 103 rejection should be withdrawn.

#### Conclusion


If the Examiner believes that there is an issue that could be resolved by an interview, Applicant requests the Examiner contact the undersigned attorney at the telephone number listed below.

As it is believed the application is in condition for allowance, favorable action and Notice of Allowance are respectfully requested.

Respectfully submitted,

Dated: 18 SEP 03

By:

  
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